

ASSEMBLY BILL NO. 126—ASSEMBLYMEMBER HARDY

PREFILED JANUARY 28, 2025

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to pornography involving minors. (BDR 15-195)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to criminal justice; expanding certain prohibitions relating to pornography involving minors; providing penalties; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law prohibits a person from committing certain acts regarding
2 pornography involving minors. (NRS 200.700-200.760) In general, **sections 2 and**
3 **3** of this bill expand these prohibitions to include pornography involving: (1)
4 images of minors that have been manipulated using artificial intelligence; and (2)
5 artificial intelligence-generated minors. **Section 1** of this bill defines the term
6 “artificial intelligence-generated minor” for purposes of these prohibitions and
7 certain other provisions of existing law relating to pornography involving minors to
8 mean a fictional human that: (1) is generated through the use of artificial
9 intelligence; and (2) has anatomical or physical features that make the fictional
10 human appear to be a minor. **Section 1** also defines certain other terms for the same
11 purpose.

12 Existing law provides that a person who knowingly prepares, advertises or
13 distributes any item or material that depicts a minor engaging in or simulating, or
14 assisting others to engage in or simulate, sexual conduct is guilty of a category B
15 felony. (NRS 200.725) **Section 2** expands this prohibition to include any item or
16 material that contains or incorporates: (1) an image of a minor that has been
17 mechanically or digitally altered to depict the minor engaging in or simulating, or
18 assisting others to engage in or simulate, sexual conduct; or (2) an obscene
19 depiction of an artificial intelligence-generated minor engaging in or simulating, or
20 assisting others to engage in or simulate, certain sexual conduct.

21 Existing law provides that a person who knowingly and willfully has in his or
22 her possession any film, photograph or other visual representation depicting a
23 person under the age of 16 years as the subject of a sexual portrayal or engaging in,
24 simulating, or assisting others to engage in or simulate, sexual conduct is guilty of:
25 (1) a category B felony for the first offense; and (2) a category A felony for any



26 subsequent offense. (NRS 200.730) **Section 3** expands this prohibition to include
27 any film, photograph or other visual presentation that contains or incorporates: (1)
28 an image of a minor that has been mechanically or digitally altered to depict the
29 minor engaging in or simulating, or assisting others to engage in or simulate, sexual
30 conduct; or (2) an obscene depiction of an artificial intelligence-generated minor as
31 the subject of a sexual portrayal or engaging in or simulating, or assisting others to
32 engage in or simulate, sexual conduct. **Section 15** of this bill makes conforming
33 changes to refer to provisions that have been renumbered by **section 3**.

34 Existing law requires a person convicted of a sexual offense to register as a sex
35 offender and comply with certain other requirements. (NRS 179D.441, 179D.445,
36 179D.460) Existing law defines the term sexual offense for the purposes of these
37 requirements to include any offense involving pornography and a minor. (NRS
38 179D.097) Because **sections 2 and 3** expand the applicability of offenses involving
39 pornography and a minor, **section 21** has the effect of requiring a person convicted
40 of a violation of **section 2 or 3** to: (1) register as a sex offender under certain
41 circumstances; and (2) comply with certain other requirements applicable to sex
42 offenders. **Sections 4-14 and 16-25** of this bill make conforming changes to certain
43 provisions that refer to offenses involving pornography and a minor to make such
44 provisions also refer to certain offenses involving pornography and an artificial-
45 intelligence generated minor.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 200.700 is hereby amended to read as follows:
2 200.700 As used in NRS 200.700 to 200.760, inclusive, unless
3 the context otherwise requires:

4 1. *“Artificial intelligence-generated minor” means a fictional*
5 *human that:*

- 6 (a) *Is generated through the use of artificial intelligence; and*
7 (b) *Has anatomical or physical features that make the fictional*
8 *human appear to be a minor.*

9 2. *“Community” means the area from which a jury is or*
10 *would be selected for the court in which the action is tried.*

11 3. *“Obscene” means any item or material which:*

- 12 (a) *An average person applying contemporary adult*
13 *community standards would find, taken as a whole, appeals to*
14 *prurient interest; and*
15 (b) *Taken as a whole, lacks serious literary, artistic, political*
16 *or scientific value.*

17 4. *“Performance” means any play, film, photograph, computer-*
18 *generated image, electronic representation, dance or other visual*
19 *presentation.*

20 ~~5.~~ 5. *“Promote” means to produce, direct, procure,*
21 *manufacture, sell, give, lend, publish, distribute, exhibit, advertise or*
22 *possess for the purpose of distribution.*

23 ~~6.~~ 6. *“Sexual conduct” means sexual intercourse, lewd*
24 *exhibition of the genitals, fellatio, cunnilingus, bestiality, anal*



1 intercourse, excretion, sado-masochistic abuse, masturbation, or the
2 penetration of any part of a person's body or of any object
3 manipulated or inserted by a person into the genital or anal opening
4 of the body of another.

5 ~~[4.]~~ 7. "Sexual portrayal" means the depiction of a person in a
6 manner which appeals to the prurient interest in sex and which does
7 not have serious literary, artistic, political or scientific value.

8 **Sec. 2.** NRS 200.725 is hereby amended to read as follows:

9 200.725 1. A person ~~[who]~~ *shall not* knowingly ~~[prepares;~~
10 ~~advertises]~~ *prepare, advertise* or ~~[distributes]~~ *distribute* any item or
11 material that ~~[depicts]~~ :

12 (a) *Depicts* a minor engaging in, or simulating, or assisting
13 others to engage in or simulate, sexual conduct ; *or*

14 (b) *Contains or incorporates, in any manner, an:*

15 (1) *Image of a minor that has been mechanically or*
16 *digitally altered, including, without limitation, through the use of*
17 *artificial intelligence, to depict the minor engaging in or*
18 *simulating, or assisting others to engage in or simulate, sexual*
19 *conduct; or*

20 (2) *Obscene depiction of an artificial intelligence-generated*
21 *minor engaging in or simulating, or assisting others to engage in*
22 *or simulate, sexual conduct.*

23 2. *A person who violates any provision of subsection 1* is
24 guilty of a category B felony and shall be punished by imprisonment
25 in the state prison for a minimum term of not less than 1 year and a
26 maximum term of not more than 15 years, or by a fine of not more
27 than \$15,000, or by both fine and imprisonment.

28 **Sec. 3.** NRS 200.730 is hereby amended to read as follows:

29 200.730 1. A person ~~[who]~~ *shall not* knowingly and willfully
30 ~~[has]~~ *have* in his or her possession for any purpose any film,
31 photograph or other visual presentation ~~[depicting]~~ *that:*

32 (a) *Depicts* a person under the age of 16 years as the subject of a
33 sexual portrayal or engaging in or simulating, or assisting others to
34 engage in or simulate, sexual conduct ~~;~~

35 ~~—1.] ; or~~

36 (b) *Contains or incorporates, in any manner, an:*

37 (1) *Image of a minor that has been mechanically or*
38 *digitally altered, including, without limitation, through the use of*
39 *artificial intelligence, to depict the minor as the subject of a sexual*
40 *portrayal or engaging in or simulating, or assisting others to*
41 *engage in or simulate, sexual conduct; or*

42 (2) *Obscene depiction of an artificial intelligence-generated*
43 *minor as the subject of a sexual portrayal or engaging in or*
44 *simulating, or assisting others to engage in or simulate, sexual*
45 *conduct.*



1 **2. A person who violates any provision of subsection 1:**

2 **(a)** For the first offense, is guilty of a category B felony and
3 shall be punished by imprisonment in the state prison for a
4 minimum term of not less than 1 year and a maximum term of not
5 more than 6 years, and may be further punished by a fine of not
6 more than \$5,000.

7 ~~12-1~~ **(b)** For any subsequent offense, is guilty of a category A
8 felony and shall be punished by imprisonment in the state prison for
9 a minimum term of not less than 1 year and a maximum term of life
10 with the possibility of parole, and may be further punished by a fine
11 of not more than \$5,000.

12 **Sec. 4.** NRS 202.876 is hereby amended to read as follows:

13 202.876 “Violent or sexual offense” means any act that, if
14 prosecuted in this State, would constitute any of the following
15 offenses:

16 1. Murder or voluntary manslaughter pursuant to NRS 200.010
17 to 200.260, inclusive.

18 2. Mayhem pursuant to NRS 200.280.

19 3. Kidnapping pursuant to NRS 200.310 to 200.340, inclusive.

20 4. Sexual assault pursuant to NRS 200.366.

21 5. Robbery pursuant to NRS 200.380.

22 6. Administering poison or another noxious or destructive
23 substance or liquid with intent to cause death pursuant to
24 NRS 200.390.

25 7. Battery with intent to commit a crime pursuant to
26 NRS 200.400.

27 8. Administering a drug or controlled substance to another
28 person with the intent to enable or assist the commission of a felony
29 or crime of violence pursuant to NRS 200.405 or 200.408.

30 9. False imprisonment pursuant to NRS 200.460 if the false
31 imprisonment involves the use or threatened use of force or violence
32 against the victim or the use or threatened use of a firearm or a
33 deadly weapon.

34 10. Assault with a deadly weapon pursuant to NRS 200.471.

35 11. Battery which is committed with the use of a deadly
36 weapon or which results in substantial bodily harm as described in
37 NRS 200.481 or battery which is committed by strangulation as
38 described in NRS 200.481 or 200.485.

39 12. An offense involving pornography and a minor *or an*
40 *artificial intelligence-generated minor* pursuant to NRS 200.710 or
41 200.720.

42 13. Open or gross lewdness pursuant to NRS 201.210.

43 14. Lewdness with a child pursuant to NRS 201.230.



1 15. An offense involving pandering or sex trafficking in
2 violation of NRS 201.300, prostitution in violation of NRS 201.320
3 or advancing prostitution in violation of NRS 201.395.

4 16. Coercion pursuant to NRS 207.190, if the coercion
5 involves the use or threatened use of force or violence against the
6 victim or the use or threatened use of a firearm or a deadly weapon.

7 17. An attempt, conspiracy or solicitation to commit an offense
8 listed in this section.

9 **Sec. 5.** NRS 50.700 is hereby amended to read as follows:

10 50.700 1. In any criminal or juvenile delinquency action
11 relating to the commission of a sexual offense, a court may not order
12 the victim of or a witness to the sexual offense to take or submit to a
13 psychological or psychiatric examination.

14 2. The court may exclude the testimony of a licensed
15 psychologist, psychiatrist or clinical social worker who performed a
16 psychological or psychiatric examination on the victim or witness if:

17 (a) There is a prima facie showing of a compelling need for an
18 additional psychological or psychiatric examination of the victim or
19 witness by a licensed psychologist, psychiatrist or clinical social
20 worker; and

21 (b) The victim or witness refuses to submit to an additional
22 psychological or psychiatric examination by a licensed psychologist,
23 psychiatrist or clinical social worker.

24 3. In determining whether there is a prima facie showing of a
25 compelling need for an additional psychological or psychiatric
26 examination of the victim or witness pursuant to subsection 2, the
27 court must consider whether:

28 (a) There is a reasonable basis for believing that the mental or
29 emotional state of the victim or witness may have affected his or her
30 ability to perceive and relate events relevant to the criminal
31 prosecution; and

32 (b) Any corroboration of the offense exists beyond the
33 testimony of the victim or witness.

34 4. If the court determines there is a prima facie showing of a
35 compelling need for an additional psychological or psychiatric
36 examination of the victim or witness, the court shall issue a factual
37 finding that details with particularity the reasons why an additional
38 psychological or psychiatric examination of the victim or witness is
39 warranted.

40 5. If the court issues a factual finding pursuant to subsection 4
41 and the victim or witness consents to an additional psychological or
42 psychiatric examination, the court shall set the parameters for the
43 examination consistent with the purpose of determining the ability
44 of the victim or witness to perceive and relate events relevant to the
45 criminal prosecution.



1 6. As used in this section, “sexual offense” includes, without
2 limitation:

3 (a) An offense that is found to be sexually motivated pursuant to
4 NRS 175.547 or 207.193;

5 (b) Sexual assault pursuant to NRS 200.366;

6 (c) Statutory sexual seduction pursuant to NRS 200.368;

7 (d) Battery with intent to commit sexual assault pursuant to
8 NRS 200.400;

9 (e) Abuse of a child pursuant to NRS 200.508, if the abuse
10 involved sexual abuse or sexual exploitation;

11 (f) An offense involving pornography and a minor *or an*
12 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
13 200.730, inclusive;

14 (g) Fertility fraud pursuant to paragraph (a) of subsection 1 of
15 NRS 200.975;

16 (h) Incest pursuant to NRS 201.180;

17 (i) Open or gross lewdness pursuant to NRS 201.210;

18 (j) Indecent or obscene exposure pursuant to NRS 201.220;

19 (k) Lewdness with a child pursuant to NRS 201.230;

20 (l) Pandering or sex trafficking of a child pursuant to
21 NRS 201.300;

22 (m) An offense involving the administration of a drug to another
23 person with the intent to enable or assist the commission of a felony
24 pursuant to NRS 200.405, if the felony is an offense listed in this
25 section;

26 (n) An offense involving the administration of a controlled
27 substance to another person with the intent to enable or assist the
28 commission of a crime of violence pursuant to NRS 200.408, if the
29 crime of violence is an offense listed in this section;

30 (o) Sexual penetration of a dead human body pursuant to
31 NRS 201.450;

32 (p) A violation of NRS 201.553;

33 (q) Luring a child or a person with mental illness pursuant to
34 NRS 201.560;

35 (r) Any other offense that has an element involving a sexual act
36 or sexual conduct with another person; or

37 (s) Any attempt or conspiracy to commit an offense listed in this
38 subsection.

39 **Sec. 6.** NRS 62B.270 is hereby amended to read as follows:

40 62B.270 1. A public institution or agency to which a juvenile
41 court commits a child or the licensing authority of a private
42 institution to which a juvenile court commits a child, including,
43 without limitation, a facility for the detention of children, shall
44 secure from appropriate law enforcement agencies information on



1 the background and personal history of each employee of the
2 institution or agency to determine:

3 (a) Whether the employee has been convicted of:

4 (1) Murder, voluntary manslaughter, involuntary
5 manslaughter or mayhem;

6 (2) Any other felony involving the use or threatened use of
7 force or violence or the use of a firearm or other deadly weapon;

8 (3) Assault with intent to kill or to commit sexual assault or
9 mayhem;

10 (4) Battery which results in substantial bodily harm to the
11 victim;

12 (5) Battery that constitutes domestic violence that is
13 punishable as a felony;

14 (6) Battery that constitutes domestic violence, other than a
15 battery described in subparagraph (5), within the immediately
16 preceding 3 years;

17 (7) Sexual assault, statutory sexual seduction, incest,
18 lewdness, indecent exposure, an offense involving pornography and
19 a minor *or an artificial intelligence generated-minor* or any other
20 sexually related crime;

21 (8) A crime involving pandering or prostitution, including,
22 without limitation, a violation of any provision of NRS 201.295 to
23 201.440, inclusive, other than a violation of NRS 201.353 or
24 201.354 by engaging in prostitution;

25 (9) Abuse or neglect of a child, including, without limitation,
26 a violation of any provision of NRS 200.508 or 200.5083;

27 (10) A violation of any federal or state law regulating the
28 possession, distribution or use of any controlled substance or any
29 dangerous drug as defined in chapter 454 of NRS within the
30 immediately preceding 3 years;

31 (11) A violation of any federal or state law prohibiting
32 driving or being in actual physical control of a vehicle while under
33 the influence of intoxicating liquor or a controlled substance that is
34 punishable as a felony;

35 (12) A violation of any federal or state law prohibiting
36 driving or being in actual physical control of a vehicle while under
37 the influence of intoxicating liquor or a controlled substance, other
38 than a violation described in subparagraph (11), within the
39 immediately preceding 3 years;

40 (13) Abuse, neglect, exploitation, isolation or abandonment
41 of older persons or vulnerable persons, including, without
42 limitation, a violation of any provision of NRS 200.5091 to
43 200.50995, inclusive, or a law of any other jurisdiction that
44 prohibits the same or similar conduct; or



1 (14) Any offense involving arson, fraud, theft,
2 embezzlement, burglary, robbery, fraudulent conversion,
3 misappropriation of property or perjury within the immediately
4 preceding 7 years; or

5 (b) Whether there are criminal charges pending against the
6 employee for a crime listed in paragraph (a).

7 2. An employee of the public or private institution or agency
8 must submit to the public institution or agency or the licensing
9 authority, as applicable, a complete set of fingerprints and written
10 authorization to forward those fingerprints to the Central Repository
11 for Nevada Records of Criminal History for submission to the
12 Federal Bureau of Investigation for its report.

13 3. The public institution or agency or the licensing authority, as
14 applicable, may exchange with the Central Repository or the Federal
15 Bureau of Investigation any information concerning the fingerprints
16 submitted.

17 4. The public institution or agency or the licensing authority, as
18 applicable, may charge an employee investigated pursuant to this
19 section for the reasonable cost of that investigation.

20 5. When a report from the Federal Bureau of Investigation is
21 received by the Central Repository, the Central Repository shall
22 immediately forward a copy of the report to the public institution or
23 agency or the licensing authority, as applicable, for a determination
24 of whether the employee has criminal charges pending against him
25 or her for a crime listed in paragraph (a) of subsection 1 or has been
26 convicted of a crime listed in paragraph (a) of subsection 1.

27 6. A person who is required to submit to an investigation
28 required pursuant to this section shall not have contact with a child
29 without supervision in a public or private institution or agency to
30 which a juvenile court commits a child, including, without
31 limitation, a facility for the detention of children, before the
32 investigation of the background and personal history of the person
33 has been conducted.

34 7. The public institution or agency or the licensing authority, as
35 applicable, shall conduct an investigation of each employee of the
36 institution or agency pursuant to this section at least once every 5
37 years after the initial investigation.

38 8. For the purposes of this section, the period during which
39 criminal charges are pending against an employee for a crime listed
40 in paragraph (a) of subsection 1 begins when the employee is
41 arrested for such a crime and ends when:

42 (a) A determination is made as to the guilt or innocence of the
43 employee with regard to such a crime at a trial or by a plea; or

44 (b) The prosecuting attorney makes a determination to:



1 (1) Decline charging the employee with a crime listed in
2 paragraph (a) of subsection 1; or

3 (2) Proceed with charges against the employee for only one
4 or more crimes not listed in paragraph (a) of subsection 1.

5 **Sec. 7.** NRS 62C.120 is hereby amended to read as follows:

6 62C.120 1. If a petition filed pursuant to the provisions of
7 this title contains allegations that a child committed an unlawful act
8 which would have been a sexual offense if committed by an adult or
9 which involved the use or threatened use of force or violence against
10 the victim, the district attorney shall provide to the victim and, if the
11 victim is less than 18 years of age, to the parent or guardian of the
12 victim, as soon as practicable after the petition is filed,
13 documentation that includes:

14 (a) A form advising the victim and the parent or guardian of the
15 victim of their rights pursuant to the provisions of this title; and

16 (b) The form or procedure that must be used to request
17 disclosure pursuant to NRS 62D.440.

18 2. As used in this section, "sexual offense" means:

19 (a) Sexual assault pursuant to NRS 200.366;

20 (b) Battery with intent to commit sexual assault pursuant to
21 NRS 200.400;

22 (c) An offense involving pornography and a minor *or an*
23 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
24 200.730, inclusive;

25 (d) Open or gross lewdness pursuant to NRS 201.210;

26 (e) Indecent or obscene exposure pursuant to NRS 201.220;

27 (f) Lewdness with a child pursuant to NRS 201.230;

28 (g) Sexual penetration of a dead human body pursuant to
29 NRS 201.450;

30 (h) Luring a child or person with mental illness pursuant to NRS
31 201.560, if punishable as a felony; or

32 (i) An attempt to commit an offense listed in this subsection.

33 **Sec. 8.** NRS 62F.100 is hereby amended to read as follows:

34 62F.100 As used in NRS 62F.100 to 62F.150, inclusive, unless
35 the context otherwise requires, "sexual offense" means:

36 1. Sexual assault pursuant to NRS 200.366;

37 2. Battery with intent to commit sexual assault pursuant to
38 NRS 200.400;

39 3. An offense involving pornography and a minor *or an*
40 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
41 200.730, inclusive;

42 4. Open or gross lewdness pursuant to NRS 201.210, if
43 punishable as a felony;

44 5. Indecent or obscene exposure pursuant to NRS 201.220, if
45 punishable as a felony;



- 1 6. Lewdness with a child pursuant to NRS 201.230;
- 2 7. Sexual penetration of a dead human body pursuant to
- 3 NRS 201.450;
- 4 8. Luring a child or person with mental illness pursuant to
- 5 NRS 201.560, if punishable as a felony; or
- 6 9. An attempt to commit an offense listed in this section, if
- 7 punishable as a felony.

8 **Sec. 9.** NRS 62F.225 is hereby amended to read as follows:

9 62F.225 1. "Sexual offense" means:

- 10 (a) Sexual assault pursuant to NRS 200.366;
- 11 (b) An offense involving pornography and a minor *or an*
- 12 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
- 13 200.730, inclusive;
- 14 (c) Lewdness with a child pursuant to NRS 201.230;
- 15 (d) An attempt or conspiracy to commit an offense listed in
- 16 paragraph (a), (b) or (c), if punishable as a felony;
- 17 (e) An offense that is determined to be sexually motivated
- 18 pursuant to NRS 175.547 or 207.193; or
- 19 (f) An aggravated sexual offense.

20 2. The term does not include an offense involving consensual

21 sexual conduct if the victim was:

- 22 (a) An adult, unless the adult was under the custodial authority
- 23 of the offender at the time of the offense; or
- 24 (b) At least 13 years of age and the offender was not more than
- 25 4 years older than the victim at the time of the commission of the
- 26 offense.

27 **Sec. 10.** NRS 62G.223 is hereby amended to read as follows:

28 62G.223 1. A department of juvenile justice services shall

29 secure from appropriate law enforcement agencies information on

30 the background and personal history of each applicant for

31 employment with the department of juvenile justice services, and

32 each employee of the department of juvenile justice services, to

33 determine:

- 34 (a) Whether the applicant or employee has been convicted of:
- 35 (1) Murder, voluntary manslaughter, involuntary
- 36 manslaughter or mayhem;
- 37 (2) Any felony involving the use or threatened use of force or
- 38 violence or the use of a firearm or other deadly weapon;
- 39 (3) Assault with intent to kill or to commit sexual assault or
- 40 mayhem;
- 41 (4) Battery which results in substantial bodily harm to the
- 42 victim;
- 43 (5) Battery that constitutes domestic violence that is
- 44 punishable as a felony;



1 (6) Battery that constitutes domestic violence, other than a
2 battery described in subparagraph (5), within the immediately
3 preceding 3 years;

4 (7) Sexual assault, statutory sexual seduction, incest,
5 lewdness, indecent exposure or an offense involving pornography
6 and a minor ~~§~~ *or an artificial intelligence-generated minor*;

7 (8) A crime involving pandering or prostitution, including,
8 without limitation, a violation of any provision of NRS 201.295 to
9 201.440, inclusive;

10 (9) Abuse or neglect of a child, including, without limitation,
11 a violation of any provision of NRS 200.508 or 200.5083 or
12 contributory delinquency;

13 (10) A violation of any federal or state law regulating the
14 possession, distribution or use of any controlled substance or any
15 dangerous drug as defined in chapter 454 of NRS;

16 (11) A violation of any federal or state law prohibiting
17 driving or being in actual physical control of a vehicle while under
18 the influence of intoxicating liquor or a controlled substance that is
19 punishable as a felony;

20 (12) A violation of any federal or state law prohibiting
21 driving or being in actual physical control of a vehicle while under
22 the influence of intoxicating liquor or a controlled substance, other
23 than a violation described in subparagraph (11), within the
24 immediately preceding 3 years;

25 (13) Abuse, neglect, exploitation, isolation or abandonment
26 of older persons or vulnerable persons, including, without
27 limitation, a violation of any provision of NRS 200.5091 to
28 200.50995, inclusive, or a law of any other jurisdiction that
29 prohibits the same or similar conduct; or

30 (14) Any offense involving arson, fraud, theft,
31 embezzlement, burglary, robbery, fraudulent conversion,
32 misappropriation of property or perjury within the immediately
33 preceding 7 years; or

34 (b) Whether there are criminal charges pending against the
35 applicant or employee for a violation of an offense listed in
36 paragraph (a).

37 2. A department of juvenile justice services shall request
38 information from:

39 (a) The Statewide Central Registry concerning an applicant for
40 employment with the department of juvenile justice services, or an
41 employee of the department of juvenile justice services, to
42 determine whether there has been a substantiated report of child
43 abuse or neglect made against the applicant or employee; and

44 (b) The central registry of information concerning the abuse or
45 neglect of a child established by any other state in which the



1 applicant or employee resided within the immediately preceding 5
2 years to ensure satisfactory clearance with that registry.

3 3. Each applicant for employment with the department of
4 juvenile justice services, and each employee of the department of
5 juvenile justice services, must submit to the department of juvenile
6 justice services:

7 (a) A complete set of his or her fingerprints and written
8 authorization to forward those fingerprints to the Central Repository
9 for Nevada Records of Criminal History for submission to the
10 Federal Bureau of Investigation for its report; and

11 (b) Written authorization for the department of juvenile justice
12 services to obtain any information that may be available from the
13 Statewide Central Registry or the central registry of information
14 concerning the abuse or neglect of a child established by any other
15 state in which the applicant or employee resided within the
16 immediately preceding 5 years.

17 4. The department of juvenile justice services may exchange
18 with the Central Repository or the Federal Bureau of Investigation
19 any information concerning the fingerprints submitted pursuant to
20 this section.

21 5. When a report from the Federal Bureau of Investigation is
22 received by the Central Repository, the Central Repository shall
23 immediately forward a copy of the report to the department of
24 juvenile justice services for a determination of whether the applicant
25 or employee has criminal charges pending against him or her for a
26 crime listed in paragraph (a) of subsection 1 or has been convicted
27 of a crime listed in paragraph (a) of subsection 1.

28 6. A department of juvenile justice services shall conduct an
29 investigation of each employee of the department pursuant to this
30 section at least once every 5 years after the initial investigation.

31 7. As used in this section, "Statewide Central Registry" means
32 the Statewide Central Registry for the Collection of Information
33 Concerning the Abuse or Neglect of a Child established by
34 NRS 432.100.

35 **Sec. 11.** NRS 62G.353 is hereby amended to read as follows:

36 62G.353 1. A department of juvenile justice services shall
37 secure from appropriate law enforcement agencies information on
38 the background and personal history of each applicant for
39 employment with the department of juvenile justice services, and
40 each employee of the department of juvenile justice services, to
41 determine:

42 (a) Whether the applicant or employee has been convicted of:

43 (1) Murder, voluntary manslaughter, involuntary
44 manslaughter or mayhem;



1 (2) Any felony involving the use or threatened use of force or
2 violence or the use of a firearm or other deadly weapon;

3 (3) Assault with intent to kill or to commit sexual assault or
4 mayhem;

5 (4) Battery which results in substantial bodily harm to the
6 victim;

7 (5) Battery that constitutes domestic violence that is
8 punishable as a felony;

9 (6) Battery that constitutes domestic violence, other than a
10 battery described in subparagraph (5), within the immediately
11 preceding 3 years;

12 (7) Sexual assault, statutory sexual seduction, incest,
13 lewdness, indecent exposure or an offense involving pornography
14 and a minor ~~§~~ *or an artificial intelligence-generated minor;*

15 (8) A crime involving pandering or prostitution, including,
16 without limitation, a violation of any provision of NRS 201.295 to
17 201.440, inclusive;

18 (9) Abuse or neglect of a child, including, without limitation,
19 a violation of any provision of NRS 200.508 or 200.5083 or
20 contributory delinquency;

21 (10) A violation of any federal or state law regulating the
22 possession, distribution or use of any controlled substance or any
23 dangerous drug as defined in chapter 454 of NRS;

24 (11) A violation of any federal or state law prohibiting
25 driving or being in actual physical control of a vehicle while under
26 the influence of intoxicating liquor or a controlled substance that is
27 punishable as a felony;

28 (12) A violation of any federal or state law prohibiting
29 driving or being in actual physical control of a vehicle while under
30 the influence of intoxicating liquor or a controlled substance, other
31 than a violation described in subparagraph (11), within the
32 immediately preceding 3 years;

33 (13) Abuse, neglect, exploitation, isolation or abandonment
34 of older persons or vulnerable persons, including, without
35 limitation, a violation of any provision of NRS 200.5091 to
36 200.50995, inclusive, or a law of any other jurisdiction that
37 prohibits the same or similar conduct; or

38 (14) Any offense involving arson, fraud, theft,
39 embezzlement, burglary, robbery, fraudulent conversion,
40 misappropriation of property or perjury within the immediately
41 preceding 7 years; or

42 (b) Whether there are criminal charges pending against the
43 applicant or employee for a violation of an offense listed in
44 paragraph (a).



1 2. A department of juvenile justice services shall request
2 information from:

3 (a) The Statewide Central Registry concerning an applicant for
4 employment with the department of juvenile justice services, or an
5 employee of the department of juvenile justice services, to
6 determine whether there has been a substantiated report of child
7 abuse or neglect made against the applicant or employee; and

8 (b) The central registry of information concerning the abuse or
9 neglect of a child established by any other state in which the
10 applicant or employee resided within the immediately preceding 5
11 years to ensure satisfactory clearance with that registry.

12 3. Each applicant for employment with the department of
13 juvenile justice services, and each employee of the department of
14 juvenile justice services, must submit to the department of juvenile
15 justice services:

16 (a) A complete set of his or her fingerprints and written
17 authorization to forward those fingerprints to the Central Repository
18 for Nevada Records of Criminal History for submission to the
19 Federal Bureau of Investigation for its report; and

20 (b) Written authorization for the department of juvenile justice
21 services to obtain any information that may be available from the
22 Statewide Central Registry or the central registry of information
23 concerning the abuse or neglect of a child established by any other
24 state in which the applicant or employee resided within the
25 immediately preceding 5 years.

26 4. The department of juvenile justice services may exchange
27 with the Central Repository or the Federal Bureau of Investigation
28 any information concerning the fingerprints submitted pursuant to
29 this section.

30 5. When a report from the Federal Bureau of Investigation is
31 received by the Central Repository, the Central Repository shall
32 immediately forward a copy of the report to the department of
33 juvenile justice services for a determination of whether the applicant
34 or employee has criminal charges pending against him or her for a
35 crime listed in paragraph (a) of subsection 1 or has been convicted
36 of a crime listed in paragraph (a) of subsection 1.

37 6. A department of juvenile justice services shall conduct an
38 investigation of each employee of the department pursuant to this
39 section at least once every 5 years after the initial investigation.

40 7. As used in this section, "Statewide Central Registry" means
41 the Statewide Central Registry for the Collection of Information
42 Concerning the Abuse or Neglect of a Child established by
43 NRS 432.100.



1 **Sec. 12.** NRS 62H.010 is hereby amended to read as follows:
2 62H.010 1. The fingerprints of a child must be taken if the
3 child is in custody for an unlawful act that, if committed by an adult,
4 would have been:

5 (a) A felony, gross misdemeanor or sexual offense; or

6 (b) A misdemeanor and the unlawful act involved:

7 (1) The use or threatened use of force or violence against the
8 victim; or

9 (2) The possession, use or threatened use of a firearm or a
10 deadly weapon.

11 2. The fingerprints of a child who is in custody but who is not
12 subject to the provisions of subsection 1 may be taken if a law
13 enforcement officer finds latent fingerprints during the investigation
14 of an offense and the officer has reason to believe that the latent
15 fingerprints are those of the child. The officer shall use the
16 fingerprints taken from the child to make an immediate comparison
17 with the latent fingerprints. If the comparison is:

18 (a) Negative, the fingerprint card and other copies of the
19 fingerprints taken may be immediately destroyed or may be retained
20 for future use.

21 (b) Positive, the fingerprint card and other copies of the
22 fingerprints:

23 (1) Must be delivered to the juvenile court for disposition if
24 the child is referred to the juvenile court.

25 (2) May be immediately destroyed or may be retained for
26 future use if the child is not referred to the juvenile court.

27 3. Fingerprints that are taken from a child pursuant to the
28 provisions of this section:

29 (a) May be retained in a local file or a local system for the
30 automatic retrieval of fingerprints if they are retained under special
31 security measures that limit inspection of the fingerprints to law
32 enforcement officers who are conducting criminal investigations. If
33 the child from whom the fingerprints are taken subsequently is not
34 adjudicated delinquent, the parent or guardian of the child or, when
35 the child becomes at least 18 years of age, the child may petition the
36 juvenile court for the removal of the fingerprints from any local file
37 or local system.

38 (b) Must be submitted to the Central Repository if the child is
39 adjudicated delinquent for an unlawful act that would have been a
40 felony or a sexual offense if committed by an adult, and may be
41 submitted to the Central Repository for any other act. Any such
42 fingerprints submitted to the Central Repository must be submitted
43 with a description of the child and the unlawful act, if any, that the
44 child committed. The Central Repository shall retain the fingerprints



1 and information of the child under special security measures that
2 limit inspection of the fingerprints and the information to:

3 (1) Law enforcement officers who are conducting criminal
4 investigations; and

5 (2) Officers and employees of the Central Repository who
6 are assisting law enforcement officers with criminal investigations
7 or who are conducting research or performing a statistical analysis.

8 (c) Must not be submitted to the Federal Bureau of Investigation
9 unless the child is adjudicated delinquent for an unlawful act that
10 would have been a felony or a sexual offense if committed by an
11 adult.

12 4. A child who is in custody must be photographed for the
13 purpose of identification. Except as otherwise provided in this
14 subsection, the photographs of the child must be kept in the file
15 pertaining to the child under special security measures which
16 provide that the photographs may be inspected only to conduct
17 criminal investigations and photographic lineups. If the juvenile
18 court subsequently determines that the child is not delinquent, the
19 juvenile court shall order the photographs to be destroyed.

20 5. Any person who willfully violates any provision of this
21 section is guilty of a misdemeanor.

22 6. As used in this section, "sexual offense" means:

23 (a) Sexual assault pursuant to NRS 200.366;

24 (b) Statutory sexual seduction pursuant to NRS 200.368;

25 (c) Battery with intent to commit sexual assault pursuant to
26 NRS 200.400;

27 (d) An offense involving pornography and a minor *or an*
28 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
29 200.730, inclusive;

30 (e) Incest pursuant to NRS 201.180;

31 (f) Open or gross lewdness pursuant to NRS 201.210;

32 (g) Indecent or obscene exposure pursuant to NRS 201.220;

33 (h) Lewdness with a child pursuant to NRS 201.230;

34 (i) Sexual penetration of a dead human body pursuant to
35 NRS 201.450;

36 (j) Luring a child or person with mental illness pursuant to NRS
37 201.560, if punishable as a felony;

38 (k) An attempt to commit an offense listed in paragraphs (a) to
39 (j), inclusive; or

40 (l) An offense that is determined to be sexually motivated
41 pursuant to NRS 175.547.

42 **Sec. 13.** NRS 62H.220 is hereby amended to read as follows:

43 62H.220 1. For each child adjudicated delinquent for an
44 unlawful act that would have been a sexual offense if committed by
45 an adult, the Division of Child and Family Services shall collect



1 from the juvenile courts, local juvenile probation departments and
2 the staff of the youth correctional services, as directed by the
3 Department of Health and Human Services:

4 (a) The information listed in NRS 62H.210;

5 (b) The name of the child; and

6 (c) All information concerning programs of treatment in which
7 the child participated that:

8 (1) Were directly related to the delinquent act committed by
9 the child; or

10 (2) Were designed or utilized to prevent the commission of
11 another such act by the child in the future.

12 2. The Division of Child and Family Services shall provide the
13 information collected pursuant to subsection 1 to the Director of the
14 Department of Health and Human Services for use in the program
15 established pursuant to NRS 62H.300, 62H.310 and 62H.320.

16 3. Except as otherwise provided in NRS 239.0115, all
17 information containing the name of the child and all information
18 relating to programs of treatment in which the child participated is
19 confidential and must not be used for a purpose other than that
20 provided for in this section and NRS 62H.320.

21 4. As used in this section, "sexual offense" means:

22 (a) Sexual assault pursuant to NRS 200.366;

23 (b) Statutory sexual seduction pursuant to NRS 200.368;

24 (c) Battery with intent to commit sexual assault pursuant to
25 NRS 200.400;

26 (d) An offense involving pornography and a minor *or an*
27 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
28 200.730, inclusive;

29 (e) Incest pursuant to NRS 201.180;

30 (f) Open or gross lewdness pursuant to NRS 201.210;

31 (g) Indecent or obscene exposure pursuant to NRS 201.220;

32 (h) Lewdness with a child pursuant to NRS 201.230;

33 (i) Sexual penetration of a dead human body pursuant to
34 NRS 201.450;

35 (j) Luring a child using a computer, system or network pursuant
36 to NRS 201.560, if punished as a felony;

37 (k) Annoyance or molestation of a minor pursuant to
38 NRS 207.260;

39 (l) An attempt to commit an offense listed in paragraphs (a) to
40 (k), inclusive;

41 (m) An offense that is determined to be sexually motivated
42 pursuant to NRS 175.547; or

43 (n) An offense committed in another jurisdiction that, if
44 committed in this State, would have been an offense listed in this
45 subsection.



1 **Sec. 14.** NRS 62H.310 is hereby amended to read as follows:
2 62H.310 As used in this section and NRS 62H.300 and
3 62H.320:

4 1. “Juvenile sex offender” means a child adjudicated
5 delinquent for an act that, if committed by an adult, would be a
6 sexual offense.

7 2. “Sexual offense” means:

8 (a) Sexual assault pursuant to NRS 200.366;

9 (b) Statutory sexual seduction pursuant to NRS 200.368;

10 (c) Battery with intent to commit sexual assault pursuant to
11 NRS 200.400;

12 (d) An offense involving pornography and a minor *or an*
13 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
14 200.730, inclusive;

15 (e) Incest pursuant to NRS 201.180;

16 (f) Open or gross lewdness pursuant to NRS 201.210;

17 (g) Indecent or obscene exposure pursuant to NRS 201.220;

18 (h) Lewdness with a child pursuant to NRS 201.230;

19 (i) Sexual penetration of a dead human body pursuant to
20 NRS 201.450;

21 (j) Luring a child or a person with mental illness pursuant to
22 NRS 201.560, if punished as a felony;

23 (k) An attempt to commit an offense listed in paragraphs (a) to
24 (j), inclusive;

25 (l) An offense that is determined to be sexually motivated
26 pursuant to NRS 175.547; or

27 (m) An offense committed in another jurisdiction that, if
28 committed in this State, would be an offense listed in this
29 subsection.

30 **Sec. 15.** NRS 176.0931 is hereby amended to read as follows:

31 176.0931 1. If a defendant is convicted of a sexual offense,
32 the court shall include in sentencing, in addition to any other
33 penalties provided by law, a special sentence of lifetime supervision.

34 2. The special sentence of lifetime supervision commences
35 after any period of probation or any term of imprisonment and any
36 period of release on parole.

37 3. A person sentenced to lifetime supervision may petition the
38 sentencing court or the State Board of Parole Commissioners for
39 release from lifetime supervision. The sentencing court or the Board
40 shall grant a petition for release from a special sentence of lifetime
41 supervision if:

42 (a) The person has complied with the requirements of the
43 provisions of NRS 179D.010 to 179D.550, inclusive;

44 (b) The person has not been convicted of an offense that poses a
45 threat to the safety or well-being of others for an interval of at least



1 10 consecutive years after the person's last conviction or release
2 from incarceration, whichever occurs later; and

3 (c) The person is not likely to pose a threat to the safety of
4 others, as determined by a licensed, clinical professional who has
5 received training in the treatment of sexual offenders, if released
6 from lifetime supervision.

7 4. A person who is released from lifetime supervision pursuant
8 to the provisions of subsection 3 remains subject to the provisions
9 for registration as a sex offender and to the provisions for
10 community notification, unless the person is otherwise relieved from
11 the operation of those provisions pursuant to the provisions of NRS
12 179D.010 to 179D.550, inclusive.

13 5. As used in this section:

14 (a) "Offense that poses a threat to the safety or well-being of
15 others" includes, without limitation:

16 (1) An offense that involves:

17 (I) A victim less than 18 years of age;

18 (II) A crime against a child as defined in
19 NRS 179D.0357;

20 (III) A sexual offense as defined in NRS 179D.097;

21 (IV) A deadly weapon, explosives or a firearm;

22 (V) The use or threatened use of force or violence;

23 (VI) Physical or mental abuse;

24 (VII) Death or bodily injury;

25 (VIII) An act of domestic violence;

26 (IX) Harassment, stalking, threats of any kind or other
27 similar acts;

28 (X) The forcible or unlawful entry of a home, building,
29 structure, vehicle or other real or personal property; or

30 (XI) The infliction or threatened infliction of damage or
31 injury, in whole or in part, to real or personal property.

32 (2) Any offense listed in subparagraph (1) that is committed
33 in this State or another jurisdiction, including, without limitation, an
34 offense prosecuted in:

35 (I) A tribal court.

36 (II) A court of the United States or the Armed Forces of
37 the United States.

38 (b) "Sexual offense" means:

39 (1) A violation of NRS 200.366, subsection 4 of NRS
40 200.400, NRS 200.710, 200.720, *paragraph (b) of* subsection 2 of
41 NRS 200.730, paragraph (a) of subsection 1 of NRS 200.975, NRS
42 201.180, 201.230, 201.450, 201.540 or 201.550 or paragraph (a) or
43 (b) of subsection 4 or paragraph (a) or (b) of subsection 5 of
44 NRS 201.560;



1 (2) An attempt to commit an offense listed in subparagraph
2 (1); or

3 (3) An act of murder in the first or second degree,
4 kidnapping in the first or second degree, false imprisonment,
5 burglary or invasion of the home if the act is determined to be
6 sexually motivated at a hearing conducted pursuant to NRS 175.547.

7 **Sec. 16.** NRS 176.133 is hereby amended to read as follows:

8 176.133 As used in NRS 176.133 to 176.161, inclusive, unless
9 the context otherwise requires:

10 1. "Person professionally qualified to conduct psychosexual
11 evaluations" means a person who has received training in
12 conducting psychosexual evaluations and is:

13 (a) A psychiatrist licensed to practice medicine in this State and
14 certified by the American Board of Psychiatry and Neurology, Inc.;

15 (b) A psychologist licensed to practice in this State;

16 (c) A social worker holding a master's degree in social work and
17 licensed in this State as a clinical social worker;

18 (d) A registered nurse holding a master's degree in the field of
19 psychiatric nursing and licensed to practice professional nursing in
20 this State;

21 (e) A marriage and family therapist licensed in this State
22 pursuant to chapter 641A of NRS; or

23 (f) A clinical professional counselor licensed in this State
24 pursuant to chapter 641A of NRS.

25 2. "Psychosexual evaluation" means an evaluation conducted
26 pursuant to NRS 176.139.

27 3. "Sexual offense" means:

28 (a) Sexual assault pursuant to NRS 200.366;

29 (b) Statutory sexual seduction pursuant to NRS 200.368, if
30 punished as a felony;

31 (c) Battery with intent to commit sexual assault pursuant to
32 NRS 200.400;

33 (d) Abuse of a child pursuant to NRS 200.508, if the abuse
34 involved sexual abuse or sexual exploitation and is punished as a
35 felony;

36 (e) An offense involving pornography and a minor *or an*
37 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
38 200.730, inclusive;

39 (f) Fertility fraud pursuant to paragraph (a) of subsection 1 of
40 NRS 200.975;

41 (g) Incest pursuant to NRS 201.180;

42 (h) Open or gross lewdness pursuant to NRS 201.210, if
43 punished as a felony;

44 (i) Indecent or obscene exposure pursuant to NRS 201.220, if
45 punished as a felony;



- 1 (j) Lewdness with a child pursuant to NRS 201.230;
- 2 (k) Soliciting a child for prostitution pursuant to NRS 201.354;
- 3 (l) Sexual penetration of a dead human body pursuant to
- 4 NRS 201.450;
- 5 (m) Sexual conduct between certain employees of a school or
- 6 volunteers at a school and a pupil pursuant to NRS 201.540;
- 7 (n) Sexual conduct between certain employees of a college or
- 8 university and a student pursuant to NRS 201.550;
- 9 (o) Luring a child or a person with mental illness pursuant to
- 10 NRS 201.560, if punished as a felony;
- 11 (p) An attempt to commit an offense listed in paragraphs (a) to
- 12 (o), inclusive, if punished as a felony; or
- 13 (q) An offense that is determined to be sexually motivated
- 14 pursuant to NRS 175.547 or 207.193.

15 **Sec. 17.** NRS 176A.110 is hereby amended to read as follows:
16 176A.110 1. The court shall not grant probation to or
17 suspend the sentence of a person convicted of an offense listed in
18 subsection 3 unless:

19 (a) If a psychosexual evaluation of the person is required
20 pursuant to NRS 176.139, the person who conducts the
21 psychosexual evaluation certifies in the report prepared pursuant to
22 NRS 176.139 that the person convicted of the offense does not
23 represent a high risk to reoffend based upon a currently accepted
24 standard of assessment; or

25 (b) If a psychosexual evaluation of the person is not required
26 pursuant to NRS 176.139, a psychologist licensed to practice in this
27 State who is trained to conduct psychosexual evaluations or a
28 psychiatrist licensed to practice medicine in this State who is
29 certified by the American Board of Psychiatry and Neurology, Inc.,
30 and is trained to conduct psychosexual evaluations certifies in a
31 written report to the court that the person convicted of the offense
32 does not represent a high risk to reoffend based upon a currently
33 accepted standard of assessment.

34 2. This section does not create a right in any person to be
35 certified or to continue to be certified. No person may bring a cause
36 of action against the State, its political subdivisions, or the agencies,
37 boards, commissions, departments, officers or employees of the
38 State or its political subdivisions for not certifying a person pursuant
39 to this section or for refusing to consider a person for certification
40 pursuant to this section.

41 3. The provisions of this section apply to a person convicted of
42 any of the following offenses:

43 (a) Attempted sexual assault of a person who is 16 years of age
44 or older pursuant to NRS 200.366.

45 (b) Statutory sexual seduction pursuant to NRS 200.368.



1 (c) Battery with intent to commit sexual assault pursuant to
2 NRS 200.400.

3 (d) Abuse or neglect of a child pursuant to NRS 200.508.

4 (e) An offense involving pornography and a minor *or an*
5 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
6 200.730, inclusive.

7 (f) Fertility fraud pursuant to paragraph (a) of subsection 1 of
8 NRS 200.975.

9 (g) Incest pursuant to NRS 201.180.

10 (h) Open or gross lewdness pursuant to NRS 201.210.

11 (i) Indecent or obscene exposure pursuant to NRS 201.220.

12 (j) Soliciting a child for prostitution pursuant to NRS 201.354.

13 (k) Sexual penetration of a dead human body pursuant to
14 NRS 201.450.

15 (l) Sexual conduct between certain employees of a school or
16 volunteers at a school and a pupil pursuant to NRS 201.540.

17 (m) Sexual conduct between certain employees of a college or
18 university and a student pursuant to NRS 201.550.

19 (n) Luring a child or a person with mental illness pursuant to
20 NRS 201.560, if punished as a felony.

21 (o) A violation of NRS 207.180.

22 (p) An attempt to commit an offense listed in paragraphs (b) to
23 (o), inclusive.

24 (q) Coercion or attempted coercion that is determined to be
25 sexually motivated pursuant to NRS 207.193.

26 **Sec. 18.** NRS 176A.413 is hereby amended to read as follows:

27 176A.413 1. Except as otherwise provided in subsection 2, if
28 a defendant is convicted of stalking with the use of an Internet or
29 network site, electronic mail, text messaging or any other similar
30 means of communication pursuant to subsection 4 of NRS 200.575,
31 an offense involving pornography and a minor *or an artificial*
32 *intelligence-generated minor* pursuant to NRS 200.710 to 200.730,
33 inclusive, luring a child or a person with mental illness through the
34 use of a computer, system or network pursuant to paragraph (a) or
35 (b) of subsection 4 of NRS 201.560 or a violation of NRS 201.553
36 which involved the use of an electronic communication device and
37 the court grants probation or suspends the sentence, the court shall,
38 in addition to any other condition ordered pursuant to NRS
39 176A.400, order as a condition of probation or suspension that the
40 defendant not own or use a computer, including, without limitation,
41 use electronic mail, a chat room or the Internet.

42 2. The court is not required to impose a condition of probation
43 or suspension of sentence set forth in subsection 1 if the court finds
44 that:



1 (a) The use of a computer by the defendant will assist a law
2 enforcement agency or officer in a criminal investigation;

3 (b) The defendant will use the computer to provide
4 technological training concerning technology of which the
5 defendant has a unique knowledge; or

6 (c) The use of the computer by the defendant will assist
7 companies that require the use of the specific technological
8 knowledge of the defendant that is unique and is otherwise
9 unavailable to the company.

10 3. Except as otherwise provided in subsection 1, if a defendant
11 is convicted of an offense that involved the use of a computer,
12 system or network and the court grants probation or suspends the
13 sentence, the court may, in addition to any other condition ordered
14 pursuant to NRS 176A.400, order as a condition of probation or
15 suspension that the defendant not own or use a computer, including,
16 without limitation, use electronic mail, a chat room or the Internet.

17 4. As used in this section:

18 (a) "Computer" has the meaning ascribed to it in NRS 205.4735
19 and includes, without limitation, an electronic communication
20 device.

21 (b) "Electronic communication device" has the meaning
22 ascribed to it in NRS 200.737.

23 (c) "Network" has the meaning ascribed to it in NRS 205.4745.

24 (d) "System" has the meaning ascribed to it in NRS 205.476.

25 (e) "Text messaging" has the meaning ascribed to it in
26 NRS 200.575.

27 **Sec. 19.** NRS 178.5698 is hereby amended to read as follows:

28 178.5698 1. The prosecuting attorney, sheriff or chief of
29 police shall, upon the request of a victim or witness, inform the
30 victim or witness:

31 (a) When the defendant is released from custody at any time
32 before or during the trial, including, without limitation, when the
33 defendant is released pending trial or subject to electronic
34 supervision;

35 (b) If the defendant is so released, the amount of bail required, if
36 any; and

37 (c) Of the final disposition of the criminal case in which the
38 victim or witness was directly involved.

39 2. A request for information *made* pursuant to subsection 1
40 must be made:

41 (a) In writing; or

42 (b) By telephone through an automated or computerized system
43 of notification, if such a system is available.



1 3. If an offender is convicted of a sexual offense or an offense
2 involving the use or threatened use of force or violence against the
3 victim, the court shall provide:

4 (a) To each witness, documentation that includes:

5 (1) A form advising the witness of the right to be notified
6 pursuant to subsection 5;

7 (2) The form that the witness must use to request notification
8 in writing; and

9 (3) The form or procedure that the witness must use to
10 provide a change of address after a request for notification has been
11 submitted.

12 (b) To each person listed in subsection 4, documentation that
13 includes:

14 (1) A form advising the person of the right to be notified
15 pursuant to subsection 5 or 6 and NRS 176.015, 176A.630,
16 178.4715, 209.392, 209.3923, 209.3925, 209.429, 209.521, 213.010,
17 213.040, 213.095 and 213.131 or NRS 213.10915;

18 (2) The forms that the person must use to request
19 notification; and

20 (3) The forms or procedures that the person must use to
21 provide a change of address after a request for notification has been
22 submitted.

23 4. The following persons are entitled to receive documentation
24 pursuant to paragraph (b) of subsection 3:

25 (a) A person against whom the offense is committed.

26 (b) A person who is injured as a direct result of the commission
27 of the offense.

28 (c) If a person listed in paragraph (a) or (b) is under the age of
29 18 years, each parent or guardian who is not the offender.

30 (d) Each surviving spouse, parent and child of a person who is
31 killed as a direct result of the commission of the offense.

32 (e) A relative of a person listed in paragraphs (a) to (d),
33 inclusive, if the relative requests in writing to be provided with the
34 documentation.

35 5. Except as otherwise provided in subsection 6, if the offense
36 was a felony and the offender is imprisoned, the warden of the
37 prison shall, if the victim or witness so requests in writing and
38 provides a current address, notify the victim or witness at that
39 address when the offender is released from the prison.

40 6. If the offender was convicted of a violation of subsection 3
41 of NRS 200.366 or a violation of subsection 1, paragraph (a) of
42 subsection 2 or subparagraph (2) of paragraph (b) of subsection 2 of
43 NRS 200.508, the warden of the prison shall notify:

44 (a) The immediate family of the victim if the immediate family
45 provides their current address;



1 (b) Any member of the victim's family related within the third
2 degree of consanguinity, if the member of the victim's family so
3 requests in writing and provides a current address; and

4 (c) The victim, if the victim will be 18 years of age or older at
5 the time of the release and has provided a current address,
6 ↪ before the offender is released from prison.

7 7. The warden must not be held responsible for any injury
8 proximately caused by the failure to give any notice required
9 pursuant to this section if no address was provided to the warden or
10 if the address provided is inaccurate or not current.

11 8. As used in this section:

12 (a) "Immediate family" means any adult relative of the victim
13 living in the victim's household.

14 (b) "Sexual offense" means:

15 (1) Sexual assault pursuant to NRS 200.366;

16 (2) Statutory sexual seduction pursuant to NRS 200.368;

17 (3) Battery with intent to commit sexual assault pursuant to
18 NRS 200.400;

19 (4) An offense involving pornography and a minor *or an*
20 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
21 200.730, inclusive;

22 (5) Fertility fraud pursuant to paragraph (a) of subsection 1
23 of NRS 200.975;

24 (6) Incest pursuant to NRS 201.180;

25 (7) Open or gross lewdness pursuant to NRS 201.210;

26 (8) Indecent or obscene exposure pursuant to NRS 201.220;

27 (9) Lewdness with a child pursuant to NRS 201.230;

28 (10) Sexual penetration of a dead human body pursuant to
29 NRS 201.450;

30 (11) Sexual conduct between certain employees of a school
31 or volunteers at a school and a pupil pursuant to NRS 201.540;

32 (12) Sexual conduct between certain employees of a college
33 or university and a student pursuant to NRS 201.550;

34 (13) Luring a child or a person with mental illness pursuant
35 to NRS 201.560, if punished as a felony;

36 (14) An offense that, pursuant to a specific statute, is
37 determined to be sexually motivated; or

38 (15) An attempt to commit an offense listed in this
39 paragraph.

40 **Sec. 20.** NRS 179.245 is hereby amended to read as follows:

41 179.245 1. Except as otherwise provided in subsection 6 and
42 NRS 176.211, 176A.245, 176A.265, 176A.295, 179.247, 179.259,
43 201.354 and 453.3365, a person may petition the court in which the
44 person was convicted for the sealing of all records relating to a
45 conviction of:



1 (a) A category A felony, a crime of violence or residential
2 burglary pursuant to NRS 205.060 after 10 years from the date of
3 release from actual custody or discharge from parole or probation,
4 whichever occurs later;

5 (b) Except as otherwise provided in paragraphs (a) and (e), a
6 category B, C or D felony after 5 years from the date of release from
7 actual custody or discharge from parole or probation, whichever
8 occurs later;

9 (c) A category E felony after 2 years from the date of release
10 from actual custody or discharge from parole or probation,
11 whichever occurs later;

12 (d) Except as otherwise provided in paragraph (e), any gross
13 misdemeanor after 2 years from the date of release from actual
14 custody or discharge from probation, whichever occurs later;

15 (e) A violation of NRS 422.540 to 422.570, inclusive, a
16 violation of NRS 484C.110 or 484C.120 other than a felony, or a
17 battery which constitutes domestic violence pursuant to NRS 33.018
18 other than a felony, after 7 years from the date of release from actual
19 custody or from the date when the person is no longer under a
20 suspended sentence, whichever occurs later;

21 (f) Except as otherwise provided in paragraph (e), if the offense
22 is punished as a misdemeanor, a battery pursuant to NRS 200.481,
23 harassment pursuant to NRS 200.571, stalking pursuant to NRS
24 200.575 or a violation of a temporary or extended order for
25 protection, after 2 years from the date of release from actual custody
26 or from the date when the person is no longer under a suspended
27 sentence, whichever occurs later; or

28 (g) Any other misdemeanor after 1 year from the date of release
29 from actual custody or from the date when the person is no longer
30 under a suspended sentence, whichever occurs later.

31 2. A petition filed pursuant to subsection 1 must:

32 (a) Be accompanied by the petitioner's current, verified records
33 received from the Central Repository for Nevada Records of
34 Criminal History;

35 (b) If the petition references NRS 453.3365, include a certificate
36 of acknowledgment or the disposition of the proceedings for the
37 records to be sealed from all agencies of criminal justice which
38 maintain such records;

39 (c) Include a list of any other public or private agency, company,
40 official or other custodian of records that is reasonably known to the
41 petitioner to have possession of records of the conviction and to
42 whom the order to seal records, if issued, will be directed;

43 (d) Include information that, to the best knowledge and belief of
44 the petitioner, accurately and completely identifies the records to be
45 sealed, including, without limitation, the:



1 (1) Date of birth of the petitioner;
2 (2) Specific conviction to which the records to be sealed
3 pertain; and

4 (3) Date of arrest relating to the specific conviction to which
5 the records to be sealed pertain; and

6 (e) If applicable, include a statement from the petitioner
7 certifying that at the time the crime for which the records to be
8 sealed was committed, the petitioner was being sex trafficked
9 pursuant to NRS 201.300.

10 3. Upon receiving a petition pursuant to this section, the court
11 shall notify the law enforcement agency that arrested the petitioner
12 for the crime and the prosecuting attorney, including, without
13 limitation, the Attorney General, who prosecuted the petitioner for
14 the crime. The prosecuting attorney and any person having relevant
15 evidence may testify and present evidence at any hearing on the
16 petition.

17 4. If the prosecuting agency that prosecuted the petitioner for
18 the crime stipulates to the sealing of the records, the court shall
19 apply the presumption set forth in NRS 179.2445 and seal the
20 records. If the prosecuting agency does not stipulate to the sealing of
21 the records or does not file a written objection within 30 days after
22 receiving notification pursuant to subsection 3 and the court makes
23 the findings set forth in subsection 5, the court may order the sealing
24 of the records in accordance with subsection 5 without a hearing. If
25 the court does not order the sealing of the records or the prosecuting
26 agency files a written objection, a hearing on the petition must be
27 conducted. At the hearing, unless an objecting party presents
28 evidence sufficient to rebut the presumption set forth in NRS
29 179.2445, the court shall apply the presumption and seal the records.

30 5. If the court finds that, in the period prescribed in subsection
31 1, the petitioner has not been charged with any offense for which the
32 charges are pending or convicted of any offense, except for minor
33 moving or standing traffic violations, the court may order sealed all
34 records of the conviction which are in the custody of any agency of
35 criminal justice or any public or private agency, company, official
36 or other custodian of records in the State of Nevada, and may also
37 order all such records of the petitioner returned to the file of the
38 court where the proceeding was commenced from, including,
39 without limitation, the Federal Bureau of Investigation and all other
40 agencies of criminal justice which maintain such records and which
41 are reasonably known by either the petitioner or the court to have
42 possession of such records.

43 6. A person may not petition the court to seal records relating
44 to a conviction of:

45 (a) A crime against a child;



1 (b) A sexual offense;

2 (c) Invasion of the home with a deadly weapon pursuant to
3 NRS 205.067;

4 (d) A violation of NRS 484C.110 or 484C.120 that is punishable
5 as a felony pursuant to paragraph (c) of subsection 1 of
6 NRS 484C.400;

7 (e) A violation of NRS 484C.430;

8 (f) A homicide resulting from driving or being in actual physical
9 control of a vehicle while under the influence of intoxicating liquor
10 or a controlled substance or resulting from any other conduct
11 prohibited by NRS 484C.110, 484C.130 or 484C.430;

12 (g) A violation of NRS 488.410 that is punishable as a felony
13 pursuant to NRS 488.427; or

14 (h) A violation of NRS 488.420 or 488.425.

15 7. The provisions of paragraph (e) of subsection 1 and
16 paragraph (d) of subsection 6 must not be construed to preclude a
17 person from being able to petition the court to seal records relating
18 to a conviction for a violation of NRS 484C.110 or 484C.120
19 pursuant to this section if the person was found guilty of a violation
20 of NRS 484C.110 or 484C.120 that is punishable pursuant to:

21 (a) Paragraph (b) of subsection 1 of NRS 484C.400; or

22 (b) Paragraph (c) of subsection 1 of NRS 484C.400 but had a
23 judgment of conviction entered against him or her for a violation of
24 paragraph (b) of subsection 1 of NRS 484C.400 because the person
25 participated in the statewide sobriety and drug monitoring program
26 established pursuant to NRS 484C.392.

27 8. If the court grants a petition for the sealing of records
28 pursuant to this section, upon the request of the person whose
29 records are sealed, the court may order sealed all records of the civil
30 proceeding in which the records were sealed.

31 9. Notwithstanding any other provision of law, no fee may be
32 charged by any court or agency of criminal justice in this State
33 related to a petition for the sealing of records pursuant to this section
34 if, at the time the crime for which the records to be sealed was
35 committed, the petitioner was being sex trafficked pursuant to NRS
36 201.300. As used in this subsection, "fee" includes, without
37 limitation, any fee to file a petition, obtain fingerprints if provided
38 by a governmental agency of this State, obtain any records of
39 criminal history, obtain records of past arrests and convictions or
40 obtain or certify copies of documents pursuant to NRS 19.013 and
41 any other fee related to the sealing of records pursuant to this
42 section.

43 10. As used in this section:

44 (a) "Crime against a child" has the meaning ascribed to it in
45 NRS 179D.0357.



1 (b) "Sexual offense" means:

2 (1) Murder of the first degree committed in the perpetration
3 or attempted perpetration of sexual assault or of sexual abuse or
4 sexual molestation of a child less than 14 years of age pursuant to
5 paragraph (b) of subsection 1 of NRS 200.030.

6 (2) Sexual assault pursuant to NRS 200.366.

7 (3) Statutory sexual seduction pursuant to NRS 200.368, if
8 punishable as a felony.

9 (4) Battery with intent to commit sexual assault pursuant to
10 NRS 200.400.

11 (5) An offense involving the administration of a drug to
12 another person with the intent to enable or assist the commission of
13 a felony pursuant to NRS 200.405, if the felony is an offense listed
14 in this paragraph.

15 (6) An offense involving the administration of a controlled
16 substance to another person with the intent to enable or assist the
17 commission of a crime of violence, if the crime of violence is an
18 offense listed in this paragraph.

19 (7) Abuse of a child pursuant to NRS 200.508, if the abuse
20 involved sexual abuse or sexual exploitation.

21 (8) An offense involving pornography and a minor *or an*
22 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
23 200.730, inclusive.

24 (9) Fertility fraud pursuant to paragraph (a) of subsection 1
25 of NRS 200.975.

26 (10) Incest pursuant to NRS 201.180.

27 (11) Open or gross lewdness pursuant to NRS 201.210, if
28 punishable as a felony.

29 (12) Indecent or obscene exposure pursuant to NRS 201.220,
30 if punishable as a felony.

31 (13) Lewdness with a child pursuant to NRS 201.230.

32 (14) Sexual penetration of a dead human body pursuant to
33 NRS 201.450.

34 (15) Sexual conduct between certain employees of a school
35 or volunteers at a school and a pupil pursuant to NRS 201.540.

36 (16) Sexual conduct between certain employees of a college
37 or university and a student pursuant to NRS 201.550.

38 (17) Luring a child or a person with mental illness pursuant
39 to NRS 201.560, if punishable as a felony.

40 (18) An attempt to commit an offense listed in this
41 paragraph.

42 **Sec. 21.** NRS 179D.097 is hereby amended to read as follows:

43 179D.097 1. "Sexual offense" means any of the following
44 offenses:



1 (a) Murder of the first degree committed in the perpetration or
2 attempted perpetration of sexual assault or of sexual abuse or sexual
3 molestation of a child less than 14 years of age pursuant to
4 paragraph (b) of subsection 1 of NRS 200.030.

5 (b) Sexual assault pursuant to NRS 200.366.

6 (c) Statutory sexual seduction pursuant to NRS 200.368.

7 (d) Battery with intent to commit sexual assault pursuant to
8 subsection 4 of NRS 200.400.

9 (e) An offense involving the administration of a drug to another
10 person with the intent to enable or assist the commission of a felony
11 pursuant to NRS 200.405, if the felony is an offense listed in this
12 subsection.

13 (f) An offense involving the administration of a controlled
14 substance to another person with the intent to enable or assist the
15 commission of a crime of violence, if the crime of violence is an
16 offense listed in this section.

17 (g) Abuse of a child pursuant to NRS 200.508, if the abuse
18 involved sexual abuse or sexual exploitation.

19 (h) An offense involving pornography and a minor *or an*
20 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
21 200.730, inclusive.

22 (i) Fertility fraud pursuant to paragraph (a) of subsection 1 of
23 NRS 200.975.

24 (j) Incest pursuant to NRS 201.180.

25 (k) Open or gross lewdness pursuant to NRS 201.210.

26 (l) Indecent or obscene exposure pursuant to NRS 201.220.

27 (m) Lewdness with a child pursuant to NRS 201.230.

28 (n) Sexual penetration of a dead human body pursuant to
29 NRS 201.450.

30 (o) Sexual conduct between certain employees of a school or
31 volunteers at a school and a pupil pursuant to NRS 201.540.

32 (p) Sexual conduct between certain employees of a college or
33 university and a student pursuant to NRS 201.550.

34 (q) Luring a child or a person with mental illness pursuant to
35 NRS 201.560, if punished as a felony.

36 (r) Sex trafficking pursuant to NRS 201.300.

37 (s) Any other offense that has an element involving a sexual act
38 or sexual conduct with another.

39 (t) An attempt or conspiracy to commit an offense listed in
40 paragraphs (a) to (s), inclusive.

41 (u) An offense that is determined to be sexually motivated
42 pursuant to NRS 175.547 or 207.193.

43 (v) An offense committed in another jurisdiction that, if
44 committed in this State, would be an offense listed in this



1 subsection. This paragraph includes, without limitation, an offense
2 prosecuted in:

3 (1) A tribal court.

4 (2) A court of the United States or the Armed Forces of the
5 United States.

6 (w) An offense of a sexual nature committed in another
7 jurisdiction, whether or not the offense would be an offense listed in
8 this section, if the person who committed the offense resides or has
9 resided or is or has been a student or worker in any jurisdiction in
10 which the person is or has been required by the laws of that
11 jurisdiction to register as a sex offender because of the offense. This
12 paragraph includes, without limitation, an offense prosecuted in:

13 (1) A tribal court.

14 (2) A court of the United States or the Armed Forces of the
15 United States.

16 (3) A court having jurisdiction over juveniles.

17 2. Except for the offenses described in paragraphs (o) and (p)
18 of subsection 1, the term does not include an offense involving
19 consensual sexual conduct if the victim was:

20 (a) An adult, unless the adult was under the custodial authority
21 of the offender at the time of the offense; or

22 (b) At least 13 years of age and the offender was not more than
23 4 years older than the victim at the time of the commission of the
24 offense.

25 **Sec. 22.** NRS 179D.115 is hereby amended to read as follows:

26 179D.115 "Tier II offender" means an offender convicted of a
27 crime against a child or a sex offender, other than a Tier III
28 offender, whose crime against a child is punishable by
29 imprisonment for more than 1 year or whose sexual offense:

30 1. If committed against a child, constitutes:

31 (a) Luring a child pursuant to NRS 201.560, if punishable as a
32 felony;

33 (b) Abuse of a child pursuant to NRS 200.508, if the abuse
34 involved sexual abuse or sexual exploitation;

35 (c) An offense involving sex trafficking pursuant to NRS
36 201.300 or prostitution pursuant to NRS 201.320 or 201.395;

37 (d) An offense involving pornography and a minor *or an*
38 *artificial intelligence-generated minor* pursuant to NRS 200.710 to
39 200.730, inclusive; or

40 (e) Any other offense that is comparable to or more severe than
41 the offenses described in 34 U.S.C. § 20911(3);

42 2. Involves an attempt or conspiracy to commit any offense
43 described in subsection 1;

44 3. If committed in another jurisdiction, is an offense that, if
45 committed in this State, would be an offense listed in this section.



1 This subsection includes, without limitation, an offense prosecuted
2 in:

- 3 (a) A tribal court; or
- 4 (b) A court of the United States or the Armed Forces of the
5 United States; or

6 4. Is committed after the person becomes a Tier I offender if
7 any of the person's sexual offenses constitute an offense punishable
8 by imprisonment for more than 1 year.

9 **Sec. 23.** NRS 213.1258 is hereby amended to read as follows:

10 213.1258 1. Except as otherwise provided in subsection 2, if
11 the Board releases on parole a prisoner convicted of stalking with
12 the use of an Internet or network site, electronic mail, text
13 messaging or any other similar means of communication pursuant to
14 subsection 4 of NRS 200.575, an offense involving pornography
15 and a minor *or an artificial intelligence-generated minor* pursuant
16 to NRS 200.710 to 200.730, inclusive, luring a child or a person
17 with mental illness through the use of a computer, system or
18 network pursuant to paragraph (a) or (b) of subsection 4 of NRS
19 201.560 or a violation of NRS 201.553 which involved the use of an
20 electronic communication device, the Board shall, in addition to any
21 other condition of parole, require as a condition of parole that the
22 parolee not own or use a computer, including, without limitation,
23 use electronic mail, a chat room or the Internet.

24 2. The Board is not required to impose a condition of parole set
25 forth in subsection 1 if the Board finds that:

26 (a) The use of a computer by the parolee will assist a law
27 enforcement agency or officer in a criminal investigation;

28 (b) The parolee will use the computer to provide technological
29 training concerning technology of which the defendant has a unique
30 knowledge; or

31 (c) The use of the computer by the parolee will assist companies
32 that require the use of the specific technological knowledge of the
33 parolee that is unique and is otherwise unavailable to the company.

34 3. Except as otherwise provided in subsection 1, if the Board
35 releases on parole a prisoner convicted of an offense that involved
36 the use of a computer, system or network, the Board may, in
37 addition to any other condition of parole, require as a condition of
38 parole that the parolee not own or use a computer, including,
39 without limitation, use electronic mail, a chat room or the Internet.

40 4. As used in this section:

41 (a) "Computer" has the meaning ascribed to it in NRS 205.4735
42 and includes, without limitation, an electronic communication
43 device.

44 (b) "Electronic communication device" has the meaning
45 ascribed to it in NRS 200.737.



- 1 (c) "Network" has the meaning ascribed to it in NRS 205.4745.
- 2 (d) "System" has the meaning ascribed to it in NRS 205.476.
- 3 (e) "Text messaging" has the meaning ascribed to it in
- 4 NRS 200.575.

Sec. 24. NRS 432B.198 is hereby amended to read as follows:

5 432B.198 1. An agency which provides child welfare
6 services shall secure from appropriate law enforcement agencies
7 information on the background and personal history of each
8 applicant for employment with the agency, and each employee of
9 the agency, to determine:

10 (a) Whether the applicant or employee has been convicted of:

11 (1) Murder, voluntary manslaughter, involuntary
12 manslaughter or mayhem;

13 (2) Any other felony involving the use or threatened use of
14 force or violence or the use of a firearm or other deadly weapon;

15 (3) Assault with intent to kill or to commit sexual assault or
16 mayhem;

17 (4) Battery which results in substantial bodily harm to the
18 victim;

19 (5) Battery that constitutes domestic violence that is
20 punishable as a felony;

21 (6) Battery that constitutes domestic violence, other than a
22 battery described in subparagraph (5), within the immediately
23 preceding 3 years;

24 (7) Sexual assault, statutory sexual seduction, incest,
25 lewdness, indecent exposure, an offense involving pornography and
26 a minor *or an artificial intelligence-generated minor* or any other
27 sexually related crime;

28 (8) A crime involving pandering or prostitution, including,
29 without limitation, a violation of any provision of NRS 201.295 to
30 201.440, inclusive, other than a violation of NRS 201.354 by
31 engaging in prostitution;

32 (9) Abuse or neglect of a child, including, without limitation,
33 a violation of any provision of NRS 200.508 or 200.5083;

34 (10) A violation of any federal or state law regulating the
35 possession, distribution or use of any controlled substance or any
36 dangerous drug as defined in chapter 454 of NRS within the
37 immediately preceding 3 years;

38 (11) A violation of any federal or state law prohibiting
39 driving or being in actual physical control of a vehicle while under
40 the influence of intoxicating liquor or a controlled substance that is
41 punishable as a felony;

42 (12) A violation of any federal or state law prohibiting
43 driving or being in actual physical control of a vehicle while under
44 the influence of intoxicating liquor or a controlled substance, other
45



1 than a violation described in subparagraph (11), within the
2 immediately preceding 3 years;

3 (13) Abuse, neglect, exploitation, isolation or abandonment
4 of older persons or vulnerable persons, including, without
5 limitation, a violation of any provision of NRS 200.5091 to
6 200.50995, inclusive, or a law of any other jurisdiction that
7 prohibits the same or similar conduct; or

8 (14) Any offense involving arson, fraud, theft,
9 embezzlement, burglary, robbery, fraudulent conversion,
10 misappropriation of property or perjury within the immediately
11 preceding 7 years; or

12 (b) Whether there are criminal charges pending against the
13 applicant or employee for a crime listed in paragraph (a).

14 2. An agency which provides child welfare services shall
15 request information from:

16 (a) The Statewide Central Registry concerning an applicant for
17 employment with the agency, or an employee of the agency, to
18 determine whether there has been a substantiated report of child
19 abuse or neglect made against the applicant or employee; and

20 (b) The central registry of information concerning the abuse or
21 neglect of a child established by any other state in which the
22 applicant or employee resided within the immediately preceding 5
23 years to ensure satisfactory clearance with that registry.

24 3. Each applicant for employment with an agency which
25 provides child welfare services, and each employee of an agency
26 which provides child welfare services, must submit to the agency:

27 (a) A complete set of his or her fingerprints and written
28 authorization to forward those fingerprints to the Central Repository
29 for Nevada Records of Criminal History for submission to the
30 Federal Bureau of Investigation for its report; and

31 (b) Written authorization for the agency to obtain any
32 information that may be available from the Statewide Central
33 Registry or the central registry of information concerning the abuse
34 or neglect of a child established by any other state in which the
35 applicant or employee resided within the immediately preceding 5
36 years.

37 4. An agency which provides child welfare services may
38 exchange with the Central Repository or the Federal Bureau of
39 Investigation any information concerning the fingerprints submitted
40 pursuant to this section.

41 5. When a report from the Federal Bureau of Investigation is
42 received by the Central Repository, the Central Repository shall
43 immediately forward a copy of the report to the agency which
44 provides child welfare services for a determination of whether the
45 applicant or employee has criminal charges pending against him or



1 her for a crime listed in paragraph (a) of subsection 1 or has been
2 convicted of a crime listed in paragraph (a) of subsection 1.

3 6. An agency which provides child welfare services shall
4 conduct an investigation of each employee of the agency pursuant to
5 this section at least once every 5 years after the initial investigation.

6 7. For the purposes of this section, the period during which
7 criminal charges are pending against an applicant or employee for a
8 crime listed in paragraph (a) of subsection 1 begins when the
9 applicant or employee is arrested for such a crime and ends when:

10 (a) A determination is made as to the guilt or innocence of the
11 applicant or employee with regard to such a crime at a trial or by a
12 plea; or

13 (b) The prosecuting attorney makes a determination to:

14 (1) Decline charging the applicant or employee with a crime
15 listed in paragraph (a) of subsection 1; or

16 (2) Proceed with charges against the applicant or employee
17 for only one or more crimes not listed in paragraph (a) of
18 subsection 1.

19 8. As used in this section, "Statewide Central Registry" means
20 the Statewide Central Registry for the Collection of Information
21 Concerning the Abuse or Neglect of a Child established by
22 NRS 432.100.

23 **Sec. 25.** NRS 433B.183 is hereby amended to read as follows:

24 433B.183 1. A division facility which provides residential
25 treatment to children shall secure from appropriate law enforcement
26 agencies information on the background and personal history of
27 each employee of the facility to determine:

28 (a) Whether the employee has been convicted of:

29 (1) Murder, voluntary manslaughter, involuntary
30 manslaughter or mayhem;

31 (2) Any other felony involving the use or threatened use of
32 force or violence or the use of a firearm or other deadly weapon;

33 (3) Assault with intent to kill or to commit sexual assault or
34 mayhem;

35 (4) Battery which results in substantial bodily harm to the
36 victim;

37 (5) Battery that constitutes domestic violence that is
38 punishable as a felony;

39 (6) Battery that constitutes domestic violence, other than a
40 battery described in subparagraph (5), within the immediately
41 preceding 3 years;

42 (7) Sexual assault, statutory sexual seduction, incest,
43 lewdness, indecent exposure, an offense involving pornography and
44 a minor *or an artificial intelligence-generated minor* or any other
45 sexually related crime;



1 (8) A crime involving pandering or prostitution, including,
2 without limitation, a violation of any provision of NRS 201.295 to
3 201.440, inclusive, other than a violation of NRS 201.354 by
4 engaging in prostitution;

5 (9) Abuse or neglect of a child, including, without limitation,
6 a violation of any provision of NRS 200.508 or 200.5083;

7 (10) A violation of any federal or state law regulating the
8 possession, distribution or use of any controlled substance or any
9 dangerous drug as defined in chapter 454 of NRS within the
10 immediately preceding 3 years;

11 (11) A violation of any federal or state law prohibiting
12 driving or being in actual physical control of a vehicle while under
13 the influence of intoxicating liquor or a controlled substance that is
14 punishable as a felony;

15 (12) A violation of any federal or state law prohibiting
16 driving or being in actual physical control of a vehicle while under
17 the influence of intoxicating liquor or a controlled substance, other
18 than a violation described in subparagraph (11), within the
19 immediately preceding 3 years;

20 (13) Abuse, neglect, exploitation, isolation or abandonment
21 of older persons or vulnerable persons, including, without
22 limitation, a violation of any provision of NRS 200.5091 to
23 200.50995, inclusive, or a law of any other jurisdiction that
24 prohibits the same or similar conduct; or

25 (14) Any offense involving arson, fraud, theft,
26 embezzlement, burglary, robbery, fraudulent conversion,
27 misappropriation of property or perjury within the immediately
28 preceding 7 years; or

29 (b) Whether there are criminal charges pending against the
30 employee for a crime listed in paragraph (a).

31 2. An employee must submit to the Division a complete set of
32 fingerprints and written authorization to forward those fingerprints
33 to the Central Repository for Nevada Records of Criminal History
34 for submission to the Federal Bureau of Investigation for its report.

35 3. The Division may exchange with the Central Repository or
36 the Federal Bureau of Investigation any information concerning the
37 fingerprints submitted.

38 4. The Division may charge an employee investigated pursuant
39 to this section for the reasonable cost of that investigation.

40 5. When a report from the Federal Bureau of Investigation is
41 received by the Central Repository, the Central Repository shall
42 immediately forward a copy of the report to the Division for a
43 determination of whether the employee has criminal charges
44 pending against him or her for a crime listed in paragraph (a) of



1 subsection 1 or has been convicted of a crime listed in paragraph (a)
2 of subsection 1.

3 6. An employee who is required to submit to an investigation
4 required pursuant to this section shall not have contact with a child
5 in a division facility without supervision before the investigation of
6 the background and personal history of the employee has been
7 conducted.

8 7. The division facility shall conduct an investigation of each
9 employee pursuant to this section at least once every 5 years after
10 the initial investigation.

11 8. For the purposes of this section, the period during which
12 criminal charges are pending against an employee for a crime listed
13 in paragraph (a) of subsection 1 begins when the employee is
14 arrested for such a crime and ends when:

15 (a) A determination is made as to the guilt or innocence of the
16 employee with regard to such a crime at a trial or by a plea; or

17 (b) The prosecuting attorney makes a determination to:

18 (1) Decline charging the employee with a crime listed in
19 paragraph (a) of subsection 1; or

20 (2) Proceed with charges against the employee for only one
21 or more crimes not listed in paragraph (a) of subsection 1.

22 **Sec. 26.** This act becomes effective on July 1, 2025.



